



General Assembly

January Session, 2005

Substitute Bill No. 5750

* _____ HB05750JUD _____ 041505 _____ *

AN ACT CONCERNING TRESPASS, LITTERING AND VANDALISM ON PUBLIC LANDS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2005*) Whenever any person is
2 convicted of a violation of section 53a-107, 53a-108, 53a-109, 53a-115,
3 53a-116, 53a-117 or 53a-117a of the general statutes and such violation
4 occurred on public land, the court, in addition to imposing any fine
5 authorized by section 53a-41 or 53a-42 of the general statutes for such
6 violation, shall impose a surcharge in an amount equal to fifty per cent
7 of such fine. One-half of any such surcharge collected shall be payable
8 to the state and one-half shall be payable to the arresting authority. For
9 the purposes of this section, "public land" means a state park, state
10 forest or municipal park or any other publicly-owned land that is open
11 to the public for active or passive recreation.

12 Sec. 2. Subsection (b) of section 22a-250 of the general statutes is
13 repealed and the following is substituted in lieu thereof (*Effective*
14 *October 1, 2005*):

15 (b) Any person who violates any provision of subsection (a) of this
16 section shall be fined not more than one hundred ninety-nine dollars.
17 Whenever any person is convicted of a violation of subsection (a) of
18 this section and such violation occurred on public land, the court shall,
19 in addition to imposing any fine authorized by this subsection, impose

20 a surcharge in an amount equal to fifty per cent of such fine. One-half
 21 of any fine and one-half of any such surcharge collected pursuant to
 22 this subsection shall be payable to the state and [the other half] one-
 23 half of any fine and one-half of any such surcharge shall be payable to
 24 the [enforcing municipality] arresting authority. When any such
 25 material or substances are thrown, blown, scattered or spilled from a
 26 vehicle, the operator thereof shall be deemed prima facie to have
 27 committed such offense. For the purposes of this section, "public land"
 28 means a state park, state forest or municipal park or any other
 29 publicly-owned land that is open to the public for active or passive
 30 recreation.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	New section
Sec. 2	October 1, 2005	22a-250(b)

JUD *Joint Favorable Subst.*